

AUG 29 2006

0138A-EC-US

I, Wayne E. Nacker, Wayne E. Nacker, reg. No. 29,571, certify that I have deposited this document with the United States Patent and Trademark Office on 29 August 2006 by facsimile, 571 273 8300.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Application No 10/506,412 (conf 8468)

Filed 25 July 2005

Art Unit 1762

Applicants: Smith et al.

Examiner: Fredrick J. Parker

For: FUEL CELL MEMBRANES AND CATALYTIC LAYERS

Response to Communication of 23 August 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Communication of 23 August 2006 indicating an incomplete response to the Final rejection of 19 July 2006.

Applicants have claimed priority from two U.S. Provisional applications, 60/360,929 filed 1 March 2002 and 60/362,842 filed 11 March 2002.

A question has been raised about the priority claims, particularly with respect to the '842 provisional application. This question was first raised in a Filing receipt dated 7 September 2005 wherein it was noted that the '842 application "is not consistent with PTO records". Attached hereto are copies of the filing receipts of the two provisional applications. It is believed that the priority claims are correct. However, applicants invite the USPTO to correct the priority claims if the data on these filing receipts is incorrect.

29 August 2006

Wayne E. Nacker
Wayne E. Nacker, Reg. No. 29,571
Customer No. 24948



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
60/360,929	03/01/2002		210	0138-EC-PR	2		

CONFIRMATION NO. 1592

24948

WAYNE E. NACKER, ESQ.
MICROCOATING TECHNOLOGIES, INC.
5315 PEACHTREE INDUSTRIAL BLVD
ATLANTA, GA 30341-2107

FILING RECEIPT



OC000000008115008

Date Mailed: 05/15/2002

Receipt is acknowledged of this provisional Patent Application. It will not be examined for patentability and will become abandoned not later than twelve months after its filing date. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Paul L. Smith, Roswell, GA;
Peter W. Faguy, Suwanee, GA;
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William Harm, Gainesville, GA;
Jeanne Yardlyne Smalley, Riverdale, GA;
Mark Batich, Marietta, GA;
William Hoos, Atlanta, GA;

If Required, Foreign Filing License Granted 03/21/2002

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

Title

Deposition of partially dry catalytic layers



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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
60/362,842	03/11/2002		80	0068A-EC-PR	2		

CONFIRMATION NO. 1785

24948
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FILING RECEIPT



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Date Mailed: 03/28/2002

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Applicant(s)

Peter Faguy, Suwanee, GA;

If Required, Foreign Filing License Granted 03/28/2002.

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Fuel cell membranes

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED